

**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**Listing of Claims**

1-2. (Cancelled)

3. (New) A radio communication method of a base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access and providing multi-rate transmission, the radio communication method comprising:

transmitting code information by message to one of the plurality of mobile stations, said code information for switching a first code being used to a second code;

transmitting timing information by message to the one of the plurality of mobile stations, said timing information including an integer representing a frame at which the first code is switched to the second code; and

switching the first code to the second code in synchronization with a switching of the first code to the second code at the one of the plurality of mobile stations.

4. (New) A radio communication method of a base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access and providing multi-rate transmission, the radio communication method comprising:

transmitting code information by message to one of the plurality of mobile stations, said code information for switching a first code being used to a second code;

transmitting timing information by message to the one of the plurality of mobile stations, said timing information regarding timing of switching the first code to the second code; and

switching the first code to the second code in synchronization with a switching of the first code to the second code at the one of the plurality of mobile stations.

5. (New) A base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access and providing multi-rate transmission, the base station comprising:

a code switch informing unit configured to transmit code information by message to one of the plurality of mobile stations, said code information for switching a first code being used to a second code,

a timing information sending unit configured to transmit timing information by message to the one of the plurality of mobile stations, said timing information including an integer representing a frame at which the first code is switched to the second code; and

a switching unit configured to switch the first code to the second code in synchronization with a switching of the first code to the second code at the one of the plurality of mobile stations.

6. (New) A base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access and providing multi-rate transmission, the base station comprising:

a code switch informing unit configured to transmit code information by message to one of the plurality of mobile stations, said code information for switching a first code being used to a second code,

a timing information sending unit configured to transmit timing information by message to the one of the plurality of mobile stations, said timing information regarding timing of switching the first code to the second code; and

a switching unit configured to switch the first code to the second code in  
synchronization with a switching of the first code to the second code at the one of the  
plurality of mobile stations.